

Docket No.
END920000155US1

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

INTELLECTUAL PROPERTY MANAGEMENT METHOD AND APPARATUS

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on December 22, 2000 as United States Application No. or PCT International Application Number 09/748,579 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Mark F. Chadjurian, Esq., Reg. No. 30,739

Richard A. Henkler, Esq., Reg. No. 39,220

Richard M. Kotulak, Esq., Reg. No. 27,712

James M. Leas, Reg. No. 34,372

William D. Sabo, Esq., Reg. No. 27,465

Eugene I. Shkurko, Esq., Reg. No. 36,678

Robert A. Walsh, Esq., Reg. No. 26,516

Howard J. Walter, Esq., Reg. No. 24,832

Christopher A. Hughes, Esq., Reg. No. 26,914

Edward A. Pennington, Esq., Reg. No. 33,588

John F. Hoel, Esq., Reg. No. 26,279

Jeff Rothenberg, Esq., Reg. No. 26,429

Blanche E. Schiller, Esq., Reg. No. 35,670

Kevin P. Radigan, Esq., Reg. No. 31,789

Send Correspondence to: Kevin P. Radigan, Esq.
HESLIN & ROTHENBERG, P.C.
5 Columbia Circle
Albany, New York 12203-5160

Direct Telephone Calls to: (name and telephone number)
Kevin P. Radigan, Esq. (518) 452-5600

Full name of sole or first inventor JOHN ANTHONY BRACCHITTA	
Sole or first inventor's signature <i>John Anthony Bracchitta</i>	Date <i>12/22/2000</i>
Residence 53 Moss Glen Lane, South Burlington, VT 05403	
Citizenship United States of America	
Post Office Address 53 Moss Glen Lane	
South Burlington, VT 05403	

Full name of second inventor, if any PATRICIA MCGUINNESS MARMILLION	
Second inventor's signature <i>Patricia McGuinness Marmillion</i>	Date <i>01/04/01</i>
Residence 481 Thayer Beach Road, Colchester, VT 05446	
Citizenship United States of America	
Post Office Address 481 Thayer Beach Road	
Colchester, VT 05446	

Full name of third inventor, if any BERNADETTE ANN PIERSON	
Third inventor's signature <i>Bernadette Ann Pierson</i>	Date 09 Jan 01
Residence 90 Lombard Lane, South Hero, VT 05486	
Citizenship United States of America	
Post Office Address 90 Lombard Lane	
South Hero, VT 05486	

Full name of fourth inventor, if any HENRY CHARLES RICKERS	
Fourth inventor's signature	Date
Residence 10 Hollow Lane, Poughkeepsie, NY 12603	
Citizenship United States of America	
Post Office Address 10 Hollow Lane	
Poughkeepsie, NY 12603	

Full name of fifth inventor, if any HOWARD J. WALTER, JR.	
Fifth inventor's signature <i>Howard J. Walter</i>	Date 22 Dec 00
Residence 66 Bacon Drive, Shelburne, VT 05482	
Citizenship United States of America	
Post Office Address 66 Bacon Drive	
Shelburne, VT 05482	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

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Fourth inventor's signature	Date
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Post Office Address 10 Hollow Lane	
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Full name of fifth inventor, if any HOWARD J. WALTER, JR.	
Fifth inventor's signature <i>Howard J. Walter, Jr.</i>	Date 22 Dec 00
Residence 66 Bacon Drive, Shelburne, VT 05482	
Citizenship United States of America	
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Third inventor's signature	Date
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Citizenship United States of America	
Post Office Address 90 Lombard Lane	
South Hero, VT 05486	

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Fourth inventor's signature	Date
Residence 10 Hollow Lane, Poughkeepsie, NY 12603	
Citizenship United States of America	
Post Office Address 10 Hollow Lane	
Poughkeepsie, NY 12603	

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Fifth inventor's signature	Date 22 Dec '00
Residence 66 Bacon Drive, Shelburne, VT 05482	
Citizenship United States of America	
Post Office Address 66 Bacon Drive	
Shelburne, VT 05482	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

FORM PTO-1595 (Modified)
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)
Copyright 1996-97 LegalStar
PO8A/REV02

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

PATENTS ONLY

Tab settings → → →

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

John A. Bracchitta **Howard J. Walter, Jr.**
Patricia M. Marmillion
Bernadette A. Pierson
Henry C. Rickers

Additional names(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: _____

2. Name and address of receiving party(ies):

Name: International Business Machines CorporationAddress: New Orchard RoadCity: Armonk State/Prov.: N.Y.Country: U.S.A. ZIP: 10504Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

Patent Application No. Filing date

09/748,579 12/22/00

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Kevin P. Radigan, Esq.Registration No. 31,789Address: HESLIN & ROTHENBERG, P.C.5 Columbia CircleCity: Albany State/Prov.: NYCountry: U.S.A. ZIP: 122036. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41):.....\$ 40.00☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☒ Authorized to be charged to deposit account

8. Deposit account number:

09-0457 (IBM)

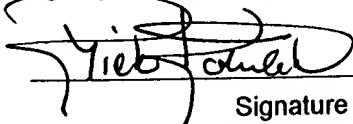
DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Richard M. Kotulak, Reg. No. 27,712

Name of Person Signing



Signature

March 16, 2001

Date

7

Total number of pages including cover sheet, attachments, and document:

A S S I G N M E N T

Whereas, we

- | | | |
|-----|--|---|
| (1) | John A. Bracchitta
County of Chittenden | of South Burlington
and State of Vermont |
| (2) | Patricia M. Marmillion
County of Chittenden | of Colchester
and State of Vermont |
| (3) | Bernadette A. Pierson
County of Grand Isle | of South Hero
and State of Vermont |
| (4) | Henry C. Rickers
County of Dutchess | of Poughkeepsie
and State of New York |

and

- | | | |
|-----|---|--------------------------------------|
| (5) | Howard J. Walter, Jr.
County of Chittenden | of Shelburne
and State of Vermont |
|-----|---|--------------------------------------|

have invented certain improvements in INTELLECTUAL PROPERTY MANAGEMENT METHOD AND APPARATUS executed a United States Patent Application therefor on

- (1) 12/22/2000 (2) 01/04/01, (3) _____,
(4) _____, and (5) 12-22-00.

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York, 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and the invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patents granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed

- | | | |
|-----|---|---|
| (1) | at <u>Essex Junction, Vt</u>
City, State | <u>John A. Bracchitta</u>
John A. Bracchitta |
| | on <u>12/22/2000</u> | |
| (2) | at <u>Essex Jct, VT</u>
City, State | <u>Patricia M. Marmillion</u>
Patricia M. Marmillion |
| | on <u>01/04/01</u> | |

(3) at _____
City, State Bernadette A. Pierson
on _____

(4) at _____
City, State Henry C. Rickers
on _____

and

(5) at Essex Town Howard J. Walter Jr.
City, State
on 12-22-00

A S S I G N M E N T

Whereas, we

- | | | |
|-----|--|---|
| (1) | John A. Bracchitta
County of Chittenden | of South Burlington
and State of Vermont |
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and State of Vermont |
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County of Dutchess | of Poughkeepsie
and State of New York |
| and | | |
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County of Chittenden | of Shelburne
and State of Vermont |

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Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York, 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and the invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patents granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed

- (1) at Essex Junction, Vt John A. Bracchitta
City, State John A. Bracchitta
on 12/22/2000
- (2) at Essex Jct, VT Patricia M. Marmillion
City, State Patricia M. Marmillion
on 01/04/01

(3)

at South Hero, VT
City, StateBernadette A. Pierson
Bernadette A. Piersonon 01/09/01

(4)

at _____
City, StateHenry C. Rickers

on _____

and

(5)

at Essex Town, VT
City, StateHoward J. Walter Jr.
Howard J. Walter Jr.on 12-22-00

A S S I G N M E N T

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- | | | |
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| (1) | John A. Bracchitta
County of Chittenden | of South Burlington
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and

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Signed

(1)

at

Essex Junction, Vt
City, State

on

12/22/2000

John A. Bracchitta
John A. Bracchitta

(2)

at

City, State


on

Patricia M. Marmillion

(3) at _____
City, State Bernadette A. Pierson

on _____

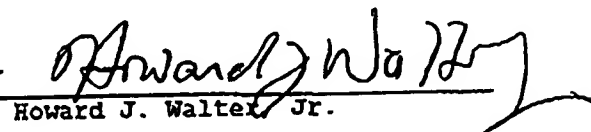
(4) at Poughkeepsie, NY
City, State


Henry G. Rikers

on 01-03-01

and

(5) at Essex Junction, VT
City, State


Howard J. Walter, Jr.

on 12-22-00